

Message Text

LIMITED OFFICIAL USE

PAGE 01 TOKYO 13264 121111Z

13

ACTION EB-11

INFO OCT-01 EA-11 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SS-20 H-03 NSC-10

DRC-01 /080 W

----- 085324

R 120950Z OCT 73

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 7448

LIMITED OFFICIAL USE TOKYO 13264

E.O. 11652: N/A

TAGS: ETRN, JA

SUBJECT: CIVAIR: GOJ INTERPRETATION OF OKINAWA REVERSION AVIATION
PROVISIONS

REF: TOKYO 7442

SUMMARY. CALINGAERT AND SCHMITZ HAD FURTHER DISCUSSION OF OKINAWA
AVIATION RIGHTS ISSUE WITH FUKADA (HEAD, FIRST NORTH AMERICA DIV,
FONOFF) ON OCT 1. FONOFF STILL NOT PREPARED TO WITHDRAW OR
SIGNIFICANTLY MODIFY LETTER OF APRIL 5. END SUMMARY.

1. FUKADA OPENED DISCUSSION BY REFERRING TO QUOTE U.S. TALKING
POINTS

UNQUOTE PAPER DATED JULY 24, 1970, WHICH WAS FIRST WRITTEN EXPRESSION
OF USG POSITION ON AVIATION MATTERS IN OKINAWA REVERSION DIS-
CUSSIONS. IN FIFTH PARAGRAPH, PAPER CONTAINS SENTENCE, QUOTE
THE USG RECOGNIZES THAT IT WOULD BE UNREASONABLE TO REQUEST THE
JAPANESE GOVERNMENT TO AGREE TO PERMANENT, EXCEPTIONAL TREATMENT
FOR OKINAWA AS A CIVIL AVIATION POINT UNQUOTE. FUKADA ALSO
REFERRED TO A COPY OF A DRAFT MEMORANDUM OF UNDERSTANDING SUB-
MITTED BY U.S. ON MAY 4, 1971 WHICH, WITH REFERENCE TO A
PROPOSED AMENDMENT OF U.S.-JAPAN CIVIL AIR TRANSPORT
AGREEMENT, STATED, QUOTE THIS AMENDMENT SHALL NOT BE AFFECTED
BY THE EXISTENCE OR TERMINATION OF THE FIVE YEAR PERIOD MENTIONED
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 TOKYO 13264 121111Z

IN PARA 3 BELOW UNQUOTE. (EMBASSY HAS DETERMINED THAT THIS DRAFT

WAS TABLED IN ACCORDANCE WITH INSTRUCTIONS IN STATE 74231, APRIL 30, 1971. THE QUOTED SENTENCE WAS DROPPED FROM FINAL VERSION OF MEMORANDUM OF UNDERSTANDING (MOU) - FUKADA SAID THESE TWO POINTS SUPPORT GOJ UNDERSTANDING THAT U.S. AVIATION RIGHTS AT NAHA WERE INTENDED TO BE WXCEPTIONAL AND NONPERMANENT, AND ON THAT BASIS GOJ EXPECTS TO REEXAMINE THE QUESTION IN CONSULTATIONS TO BE HELD BEFORE EXPIRATION OF FIVE YEAR PERIOD MENTIONED IN SIGNED MOU. FUKADA ALSO SAID WHILE GOJ COULD NOT AGREE IN PRINCIPLE TO SUBSTANTIAL INCREASES IN U. S. AIRLINE SERVICES TO NAHA, IT HAS BEEN AND WILL CONTINUE TO BE FLEXIBLE IN MEETING REQUESTS FOR INCREASED SERVICES; THEREFORE, NO PRACTICAL PROBLEM INVOLVED.

2. FUKADA CONCEDED THAT JAPAN'S POSITION REPRESENTED AN QUOTE EXPANDED INTERPRETATION UNQUOTE OF 1971 MOU, BUT SAID IT WAS HIS PERSONAL, UNOFFICIAL VIEW THAT JAPAN CIVIL AVIATION BUREAU (JCAB) WOULD NOT RETREAT FROM POSITION AS EXPRESSED IN LETTER OF APRIL 5. HE THEREFORE SUGGESTED--AGAIN UNOFFICIALLY--THAT U.S. CONSIDER STATING ITS POSITION IN FORMAL REPRESENTATION TO GOJ. HE THOUGHT THAT IN RESPONSE GOJ COULD COMMIT ITSELF TO CONDUCT A DEEPER STUDY OF (I.E., PUT ON ICE) THE ISSUE. ALTERNATIVELY, HE SAID FONOFF MIGHT CONSIDER A SECOND LETTER ELABORATING UPON GOJ POSITION AS EXPRESSED IN APRIL 5 LETTER.

3. EMBOFFS SAID THEY WOLD EXAMINE NEGOTIATING RECORD AND DISCUSS MATTER FURTHER IN NEAR FUTURE. THEY OBSERVED IMMEDIATELY, HOWEVER, THAT REFERENCE TO QUOTE PERMANENT, EXCEPTIONAL UNQUOTE TREATMENT IN 1970 TALKING PAPER OBVIOUSLY WAS IN RESPECT TO QUOTE NO-CHARGE UNQUOTE CONCEPT AND NOT TO TRANSIT RIGHT ITSELF; AND THAT DROPPED SENTENCE WAS DROPPED ONLY BECAUSE IT WAS REDUNDANT OF RIGHT CONFERRED BY AMENDMENT OF AIR TRANSPORT AGREEMENT SCHEDULE. EMBOFFS ALSO INDICATED THAT WHILE IT TRUE THAT NO PRACTICAL PROBLEM EXISTS AT PRESENT, FUKADA'S APRIL 5 LETTER REOPENS ISSUES USG THOUGHT WERE SETTLED IN OKINAWA REVERSION NEGOTIATIONS, AND U.S. CANNOT LET RECORD STAND UNCORRECTED.

4. COMMENT. IT CLEAR FROM NEGOTIATING RECORD THAT TWO DOCUMENTS CITED BY FUKADA ARE THIN REEDS ON WHICH TO SUPPORT GOJ POSITION. FUKADA SEEMS TO SENSE THIS BUT APPARENTLY HAS NOT BEEN ABLE CONVINC JCAB TO ALTER VIEWS EXPRESSED IN APRIL 5 LETTER. EMBASSY LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 TOKYO 13264 121111Z

PROPOSES TO ARRANGE FURTHER MEETING WITH FUKADA, TO BE ATTENDED ALSO BY OFFICIALS OF JCAB, TO REVIEW NEGOTIATING RECORD IN DETAIL. WE WOULD HOPE IN SUCH REVIEW TO GET CLEARER PICTURE WHETHER JAPANESE VERSION OF DISCUSSIONS ACTUALLY DIFFERS SUBSTANTIALLY FROM U.S. VERSION AS REFLECTED IN EMBASSY RECORDS AND HELP ASSURE THAT DISCUSSION OF THIS IMPORTANT ISSUE WILL BE CONTINUED RATHER THAN BURIED FOR ANOTHER FEW YEARS. INGERSOLL

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 12 OCT 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973TOKYO13264
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731035/aaaaazgh.tel
Line Count: 115
Locator: TEXT ON-LINE
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: TOKYO 7442
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 13 NOV 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <13-Nov-2001 by shawdg>; APPROVED <18-Dec-2001 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: GOJ INTERPRETATION OF OKINAWA REVERSION AVIATION PROVISIONS
TAGS: ETRN, JA
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005